

HALL COUNTY BOARD OF SUPERVISORS MEETING NOVEMBER 13, 2001

CALL TO ORDER – The meeting was called to order by Chairman Richard Hartman.

The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were Scott Arnold, Jim Eriksen, Richard Hartman, Bob Humiston, Bud Jeffries, Pamela Lancaster, and Lonnie Logan. Also present were County Attorney Jerry Janulewicz and representatives from the *Grand Island Independent* and KRGJ.

CONSENT AGENDA – Lancaster made a motion and Humiston seconded to approve the following:

1. Accept and place on file the minutes of the October 23 meeting
2. 6 Approve the early claim for the Hall County Historical Society in the amount of \$38,942.40
3. 12 Receive the tort claim from Mary Kriha
4. 13 Approve the request for the managers license for Bosselman's Wood River Truck Plaza for Wendie Altwine
5. 15 Authorize the chair to sign the contract assignment for Maximus
6. 18 Approve the designation of two additional banks for Hall County
7. 20 Approve the final plats for White Cloud Hill Subdivision and Glen Ummel Subdivision
8. 23 Accept and place on file the office reports for Hall and Howard County Juvenile Services, Emergency Management, Register of Deeds, County Clerk, County Court and the Hall County Sheriff
9. 24 Accept and place on file the Hall County Treasurer's Miscellaneous Receipts
10. 25 Accept and place on file communications as received

Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

OFFICE REPORT HALL COUNTY JUVENILE SERVICES OCTOBER 2001

JUVENILE REFERRALS	28 JUVENILES
JUVENILE OFFENDERS	3 JUVENILE
JUVENILE HOUSE ARREST	3 JUVENILES
TOTAL UNDER SUPERVISION	259 JUVENILES
FEES COLLECTED	\$870.00

OFFICE REPORT HOWARD COUNTY JUVENILE SERVICES OCTOBER 2001

JUVENILE REFERRALS	5 JUVENILES
TOTAL JUVENILE ENROLLEES	21 JUVENILES
FEES COLLECTED	\$400.00
TOTAL FEES COLLECTED FISCAL YEAR	\$875.00

OFFICE REPORT

REGISTER OF DEEDS
OCTOBER 2001

DOCUMENTARY STAMP FEES	\$ 4,984.49
RECORDING FEES	23,347.50
PHOTO FEES	628.45

OFFICE REPORT
HALL CO. SHERIFF
SEPTEMBER 2001

TOTAL FEES MILEAGE & MISCELLANEOUS	\$ 15,635.89
COPIES	68.00
HANDGUN APPLICATIONS	80.00
TITLE INSPECTIONS	3,230.00

OFFICE REPORT
COUNTY COURT
OCTOBER 2001

FINES (CO.)	\$54,537.61
OVERLOAD FINES	1,250.00
REIMBURSE SHERIFF FEES	1,354.26
WORK RELEASE FEES	2,041.25
REIMBURSE FAX COPIES	30.00
FINES (CITY)	7,657.00
REIMBURSE WITNESS FEES	437.60
BOND FORFEITURES	274.00
REIMBURSE CO. FEES	.00
TOTAL	\$ 67,581.72

OFFICE REPORT
HALL COUNTY CLERK
OCTOBER 2001

TITLE FEES STATE	\$17,679.00
TITLE FEES COUNTY	9,109.00
RECORDING FEES	155.00
MARRIAGE LICENSES	585.00
PHOTO FEES/FAX FEES	63.10
PLAT BOOKS	50.00
TOTAL	\$27,641.10

Lancaster made a motion and Jeffries seconded to present the proclamations for Home Care Month and National Hospice Month to the representatives that were present. County Clerk Marla Conley read the proclamations and presented them. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

Supervisor Lancaster introduced the new Midland Area Agency on Aging executive director Carla Kocher. Lancaster stated that the agency is going forward to provide people. Carla Kocher, executive director stated that they provide services to clients in Grand Island, Hastings, Cairo, Wood River and Doniphan. Her office is located in Hastings and she has lived in Hastings for four years. Chairman Hartman thanked her for coming.

The Grand Island Senior High Trio sang a medley of songs for the County Board.

COUNTY ATTORNEY 2a CONSIDER AND TAKE ACTION ON PROPOSED INTERLOCAL AGREEMENT FOR DRUG COURT- County Attorney Jerry Janulewicz presented a copy of the proposed interlocal agreement for drug court. The agreement has been circulated to the county attorney's in the other counties and they have approved it. The agreement would end on June 30, 2003. In section five of the agreement it establishes a "governing board" with representatives from Phelps, Adams, Buffalo and Hall County. The board will have a chairperson and a secretary to serve a term of one year. The board will hire a director and acquire equipment and supplies as necessary. The annual budgets will be approved by the governing bodies and by the participating county boards. The director or some one else could be appointed as the fiscal agent. They were not sure if all of the expenses would run throughout Hall County so each county will be able to approve claims. Jeffries made a motion and Humiston seconded to approve the interlocal agreement. The new director is an employee of Hall County and Lancaster questioned if the fiscal agent and the director should be two different people. This would provide a better check and balance. Lancaster suggested that the fiscal agent could be the county clerk or treasurer. Eriksen suggested that there should be representation from the county boards that are involved. Janulewicz stated that this agreement is only good for one year and seven months and it is a starting place. Changes may need to be made in the next eighteen months. Concern was expressed on the power of the governing board and how the claims will be paid. Most of the funding dollars will come through Hall County and each county board will be responsible for auditing the claims. The vote on the motion was taken. Arnold, Erikson, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

2b. CONSIDER AND ADOPT RESOLUTION GRANTING CONDITIONAL USE PERMIT FOR BURLINGTON NORTHERN TOWER- The public hearing was held and the board approved the conditional use permit. The permit will be for five years with an option for an additional five years. In the language of the permit they would have to apply for the additional five years. Jeffries made a motion and Erikson seconded to approve Resolution #01-0073 for the conditional use permit for Burlington Northern Santa Fe. Arnold, Erikson, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

2c. CONSIDER AND ADOPT RESOLUTION GRANTING CONDITIONAL USE PERMIT FOR IPCS NORTHERN TOWER- The public hearing for this was held October 23 and the board approved the conditional use permit. Jeffries stated that this tower is in the northern part of the county, and the conditional use committee recommended approving it. Jeffries made a motion and Eriksen seconded to approve Resolution #01-0074 for the conditional use permit for IPCS. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

2d EXECUTIVE SESSION FOR DISCUSSION OF LITIGATION STRATEGY COUNTY OF HALL v. BROSTROM AND HALL v. LANCASTER- Jeffries made a motion and Humiston seconded to go into executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

9:45 a.m. executive session on Hall vs Lancaster

10:00 a.m. completed executive session on Hall vs. Lancaster

10:01 a.m. executive session Hall vs. Brostrom

10:07 a.m. completed executive session on Hall vs Brostrom

Logan made a motion and Jeffries seconded to go out of executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

17. JUDGE LUTHER INTRODUCTION OF DRUG COURT COORDINATOR CONNIE HULTINE AND UPDATE ON DRUG COURT - Sheriff Jerry Watson stated that Judge Luther was not able to come over at this time and he introduced Connie Hultine the new coordinator for the drug court. He stated that she has been on the job for six weeks and it is going well. She now has an office in all four counties in the courthouse. In Hall County she is located in the Sheriff's office. Ms. Hultine stated that they are ahead of schedule at this time. She is working on the policy and procedures manual and the participant handbook. She has also met with each county. Once this work is completed she will be requesting a federal grant of \$500,000.00. This grant will require a 25% in-kind match from the counties. The board thanked her for coming.

16. SHERIFF WATSON EQUIPMENT ACQUISITION REQUESTS TO PURCHASE VEHICLES AND BALLISTIC VESTS AND INHERITANCE FUND REQUEST FOR SECURITY EQUIPMENT AT COURTHOUSE. Sheriff Watson stated that \$100,000.00. Was budgeted for the purchase of the vehicles and he is now requesting the boards approval. He is requesting to purchase 4 new Crown Victoria cars and he will trade in 3 used vehicles. He is also requesting to purchase two unmarked units for a total of \$99,900.00. He will purchase the units through Anderson Ford, Grand Island at the state bid price. The board questioned why he was only trading in three used vehicles and Watson stated that he has added three more deputies from the COPS grant and this only covers salaries, so he will need one more vehicle.

He is also requesting to purchase the ballistic vest for the deputies. Under the FOP contract he is required to provide the vests and if the vests are purchased the deputies are required to wear them. He will be spending \$7,000.00 that was budgeted. Eriksen questioned if it was an option for the sheriff deputies to wear the ballistic vests and if it should be mandatory to wear them. Watson stated that if the vests are purchased the deputies must wear them and they are available to every deputy. Eriksen expressed his concern on the liability if a deputy is injured or killed and he is not wearing the vest.

The last request is to purchase a new scanner for the courthouse. The present scanner is 10 years old and it is beyond the lifetime expectancy of the unit. They would like to purchase a comparable unit. The scanner will cost \$4,429.00 and also are requesting to purchase two hand held wants at \$150.00 each. The new unit will be able to locate metal and where it is located on the subject. They will keep the old unit for a backup. Eriksen made a motion and Lancaster seconded it to approve the requests for the vehicle purchase and the ballistic vests from the equipment acquisition fund and to approve the request to purchase the scanner from the inheritance fund. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion Carried.

16a. CHUCK KAUFMAN DISCUSSION ON MINOR RENOVATIONS TO COURT HOUSE- Jeffries stated that building & Grounds Director Chuck Kaufman is requesting \$10,000.00 from the inheritance fund for security renovations to the courthouse. The renovations will be to the front of the court house building. Jeffries made a motion and Lancaster seconded to approve the request. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

10:33 a.m. Board of Equalization meeting.

10:43 a.m. Returned to regular session.

2e. EXECUTIVE SESSION TO DISCUSS NEGOTIATION STRATEGY INTERLOCAL AGREEMENT WITH THE CITY OF GRAND ISLAND - Eriksen made a motion and Jeffries seconded to go into executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

10:46 a.m. executive session

10:58 a.m. Lancaster made a motion and Jeffries seconded to go out of executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

10:59 a.m. EXECUTIVE SESSION PERFORMANCE EVALUATION – Jeffries made a motion and Lancaster seconded to go into executive session regarding personal evaluation. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

11:13 a.m. Jeffries made a motion and Arnold seconded to go out of executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

Lancaster made a motion and Jeffries seconded to refer the personal evaluation to the personal committee to meet with the department head. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

7 DISCUSS AND APPROVE CLOSING TIME FOR CHRISTMAS EVE – According to the county handbook the county board will set the closing time for Christmas Eve. Jeffries made a motion and Lancaster seconded to close the county buildings at 12:00

p.m. Christmas Eve. Arnold, Eriksen, Hartman, Humiston, Jeffries Lancaster and Logan all voted yes and none voted no. Motion carried.

9 LONG RANGE PLANNING COMMITTEE UPDATE – Logan stated that he would like to have the consultants come out after the first of the year to go over the long-range plan with the full board. He questioned if the audit committee should look at the financing and bonding issues for the jail. He questioned if the audit committee could set up a meeting to work on the request for proposals for a fiscal agent. It is important to get this process started. The long-range planning committee also needs to meet with the department heads to let them know what is going on. The county needs to also address the health department and the county attorney's building. Eriksen stated that the health board met and they are planning to accept the attorney's building and come back to the county board with a plan. This only leaves one year to move the attorney and relocate the other offices. The county needs to discuss the space issues for the public defender and probation office.

Jeffries questioned if the county board was going to discuss the privatizing of the jail. Some of the board members looked at the jail in Texas and also the private financing issue. He wondered if this should be done first. There are several options that could be considered.

- Building the jail and running it
- Building the jail and hiring a private firm to operate it
- Private company could build, manage and contract for bed space in the jail
- Private company could finance the jail and the county operate it

The county needs to discuss and have more information on these and all other options. The entire board needs to listen to the presentation. Logan stated that the county needs to have the facility study and the entire picture before they start with the presentations. Arnold stated that he would like to have the full board hear the presentation from the firm in Texas. He stated that the firm would be able to come to Grand Island December third to talk to the board. Logan stated the county board needs to see the entire plan as a whole and the consultants should also attend the meeting. Durant was given a limited number of options to look and we need that information from them. Lancaster stated that she did not think it would make any difference if the board heard the information from the firm in Texas. Logan stated that he thinks the county needs the information from the consultant first, we hired them to do the plan. Arnold expressed concern that time is slipping away and Monty Montgomery was able to set December 3rd as a time when the firm from Texas could come out. The board would have time to schedule a public meeting. Logan stated it was OK to have the meeting but it is premature. Jeffries stated he wants the entire board to hear the information. Lancaster stated that it was ok to schedule the meeting. Arnold made a motion and Lancaster seconded to schedule a work-study session on December 3 at 1:00 a.m. Durant should be contacted to attend also. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Logan all voted yes and Hartman voted no. Motion carried.

10 JUVENILE COMMITTEE DISCUSS CONTINUATION OF STAFF SECURE GRANT DISCUSS AND APPROVE APPLICATION FOR JUVENILE SERVICE PLANNING GRANT – Arnold stated that the juvenile committee met regarding the grant application. Arnold made a motion and Lancaster seconded to authorize the chair to sign the staff secure grant application. This needed the approval of the county board. Arnold,

Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

The planning grant that was previously pulled will be refilled. There will be a new facilitator and they have included Howard County so the total planning grant would be for \$5,000.00. It need to be signed by the Chairman of the County Board and submitted to the crime commission. Arnold made a motion and Lancaster seconded to authorize the chair to sign the grant and submit the application to the crime commission. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

11 DISCUSSION ON SETTING PUBLIC HEARING FOR E-911 SURCHARGE Arnold stated that this matter was discussed before and there was not enough time to advertise for the public hearing, so he wants to address this now. Arnold made a motion and Lancaster seconded to set the public hearing for December 18, 2001 at 10:00 a.m. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no. Motion carried.

19 DISCUSS AND RESPOND TO REQUEST FOR TREES AT LUZENAC – Logan stated that the County Board received a letter requesting to remove trees from the Luzenac property that the county recently purchased. Discussion was held and Logan made a motion and Jeffries seconded to direct Stacey Ruzicka to send a letter stating that the county is not interested in removing the trees at this time. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Logan all voted yes and none voted no with Hartman absent for the vote. Motion carried.

BOARD ASSISTANT'S REPORT – Board Assistant Stacey Ruzicka stated that the progress report were included in the packets and she reminded the board members of the computer committee meeting and the Senior Citizens meeting. She stated that the invitation to bid cards for the sale of the land at the Cornhusker Army plant are a good idea.

BOARD MEMBER'S REPORTS – Logan stated he attend the safety committee meeting, and the juvenile committee meeting. He attended two merit commission meetings.

Jeffries – He attended the conditional use committee meeting and the building and grounds committee meeting. He reported that the committee is working on redoing the contract with Mid Plains.

Lancaster – She attended the Midland Area Agency on Aging meeting and the board met the new director Carla Kocher. She also reported that she is finishing up with Head Start.

Eriksen – He attended the safety committee meeting and met with Betty Curtis along with the RC&D staff to review the used oil collection. They will consider the proposal on the used oil collection. He also attended the interviews at the corrections department. The Health Board met and they still need space for programs and since the space in the attorney's building will not be available for one year they may need to look at temporary space for some programs.

Humiston – No report.

Arnold – He attended the Stuhr Museum meeting and the juvenile services committee meeting. He worked on juvenile grant with Troy Chandler and they will be attending the training. Mid Plains has already sent two people to the training.

Hartman – He stated that his meetings have been reported on.

NEW OR UNFINISHED BUSINESS – Chairman Hartman called for new or unfinished business and no one responded.

Meeting adjourned at 12:24 p.m. The next meeting will be November 27, 2001 at 9:00 a.m.

Marla J. Conley Hall County Clerk

REMINDER – The County Board meetings may be viewed on GITV Cable Channel 6 and UHF Channel 56 Wednesday at 8:00 p.m. and Friday at 8:00 a.m.